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Attorneys for Sonos, Inc.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

SONOS, INC.,

Plaintiff,

vs.

GOOGLE LLC,

Defendant.

Case No. 3:20-cv-06754-WHA

Consolidated with Case No. 3:21-cv-07559-
WHA

**STIPULATED REQUEST FOR ORDER
EXTENDING THE MOTION FOR
ATTORNEYS' FEES DEADLINE**

1 Pursuant to Federal Rule of Civil Procedure 54(d) and Civil Local Rule 6-2, Google LLC
2 (“Google”) and Sonos, Inc. (“Sonos”) (collectively, “Parties”) jointly stipulate and request an order
3 extending the deadline for motions for attorneys’ fees to thirty (30) days after the conclusion of all
4 appellate review, including resolution of any petitions for panel rehearing or rehearing en banc by
5 the Court of Appeals for the Federal Circuit and/or petitions for a writ of certiorari from the United
6 States Supreme Court.

7 WHEREAS, the Court entered judgment “in favor of Google LLC and against Sonos, Inc.”
8 in *Sonos, Inc. v. Google LLC* (No. 3:21-cv-07559-WHA) (“Transferred Action”) on October 10,
9 2023 (Transferred Action, Dkt. 275);

10 WHEREAS, the Court entered “declaratory relief . . . in favor of Google LLC and against
11 Sonos, Inc. that: (1) United States Patent Nos. 10,848,885 and 10,469,966 are unenforceable due to
12 prosecution laches, and (2) United States Patent Nos. 10,848,885 and 10,469,966 are invalid as
13 anticipated by the accused products as measured by the adjusted priority date on account of new
14 matter having been inserted into the specification” in *Sonos, Inc. v. Google LLC* (No. 3:20-cv-
15 06754-WHA) (“Declaratory Judgment Action”) on October 10, 2023 (Declaratory Judgment
16 Action, Dkt. 869);

17 WHEREAS, Sonos filed a notice of appeal to the Federal Circuit on October 17, 2023
18 (Declaratory Judgment Action, Dkt. 870);

19 WHEREAS, the Court granted Google’s unopposed administrative motion to extend the
20 deadline for its motion for attorneys’ fees pursuant to 28 U.S.C. § 285 and bill of costs and “invite[d]
21 a stipulation that any fees motion will be made only after all appellate review is exhausted” on
22 October 21, 2023 (Declaratory Judgment Action, Dkt. 872);

23 THE PARTIES HEREBY STIPULATE, AGREE, AND REQUEST, that the Court extend
24 the deadline for motions for attorneys’ fees to thirty (30) days after the conclusion of all appellate
25 review, including resolution of any petitions for panel rehearing or rehearing en banc by the Court
26 of Appeals for the Federal Circuit and/or petitions for a writ of certiorari from the United States
27 Supreme Court.

1 The Parties submit the accompanying declaration of Lindsay Cooper in support hereof and
2 respectfully request that the Court enter the attached proposed order.

3 IT IS SO STIPULATED.

4 Dated: October 26, 2023

Respectfully submitted,

5 /s/ Sean Pak

/s/ Clement Roberts

Attorneys for GOOGLE LLC

Attorneys for SONOS, INC.

6 QUINN EMANUEL URQUHART &
7 SULLIVAN, LLP

ORRICK, HERRINGTON & SUTCLIFFE
LLP

8 *Counsel for Google LLC*

Counsel for Sonos, Inc.

ECF ATTESTATION

I, Sean Pak, am the ECF User whose ID and password are being used to file this Joint Stipulation. In compliance with Civil Local Rule 5-1, I hereby attest that Clement Roberts, counsel for Sonos, has concurred in this filing.

Dated: October 26, 2023

By: /s/ Sean Pak
Sean Pak

~~PROPOSED~~ ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: October 27, 2023.

By:



Hon. William Alsup
United States District Judge